

NOT YET SCHEDULED FOR ORAL ARGUMENT

**United States Court of Appeals
for the District of Columbia Circuit**

No. 18-1091

(Consolidated with 18-1153)

FIRST STUDENT, INC., a division of FIRST GROUP AMERICA,

Petitioner/Cross-Respondent,

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent/Cross-Petitioner.

UNITED STEEL, PAPER AND FORESTRY, RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL & SERVICE WORKERS INTERNATIONAL UNION,
AFL-CIO/CLC, LOCAL 9036,

Intervenor.

*On Petition for Review and Cross-Application for Enforcement from an Order of
the National Labor Relations Board in No. NLRB-07CA092212.*

**NOTICE BY RESTAURANT LAW CENTER OF
INTENT TO FILE BRIEF AS AMICUS CURIAE
IN SUPPORT OF PETITIONER/CROSS-RESPONDENT**

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CORPORATE DISCLOSURE STATEMENT

Pursuant to Fed. R. App. P. 26.1 and D.C. Cir. Rules 27(a)(4) and 28(a)(1)(A), the Restaurant Law Center (the “Law Center”), *amicus curiae*, submits the following corporate disclosure statement:

The Law Center is a public policy organization affiliated with the National Restaurant Association, the largest food service trade association in the world. The Law Center seeks to provide courts with the restaurant industry’s perspective on legal issues significantly impacting the industry. The Law Center is a 501(c)(6) non-profit, tax-exempt organization. The Law Center has no parent company, and no publicly held company has ten percent or greater ownership in the Law Center.

/s/ Robert S. Seigel

Robert S. Seigel

NOTICE OF INTENT TO FILE AN *AMICUS CURIAE* BRIEF

Pursuant to D.C. Cir. Rule 29(b), and the guidance set forth in Section IX(A)(4) of this Court’s Handbook of Practice and Internal Procedure, the Law Center hereby notifies this Court of the intent to file an *amicus* brief in the above-captioned matter in support of Petitioner/Cross-Respondent First Student, Inc., A Division of First Group America (“First Student”), in this petition for review.

Counsel of record for all parties to this case have indicated that they consent to the filing of the Law Center’s *amicus curiae* brief.

The Law Center is a public policy organization affiliated with the National Restaurant Association, the largest foodservice trade association in the world. This labor-intensive industry is comprised of over one million restaurants and other foodservice outlets employing about 15 million people—approximately 10 percent of the U.S. workforce. Restaurants and other foodservice providers are the nation’s second largest private-sector employers. The Law Center seeks to provide courts with the industry’s perspective on legal issues significantly impacting the industry. Specifically, the Law Center highlights the potential industry-wide consequences of pending cases such as this one, through *amicus* briefs on behalf of the industry.

The Law Center intends to file an *amicus* brief of no more than 6,500 words, addressing points not made and/or fully elaborated upon by the Petitioner/Cross-

Respondent, that will aid the Court's consideration of the case. The Law Center's brief is necessary to ensure the Court is fully informed of the significant impact the National Labor Relations Board's standard regarding bargaining obligations in employer-successorship situations has upon foodservice industry investors, employers, and employees.

Respectfully submitted,

/s/ Robert S. Seigel

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CERTIFICATE OF SERVICE

The undersigned counsel certifies that on this 13th day of November 2018, he caused the foregoing “Notice by Restaurant Law Center of Intent to File Brief as *Amicus Curiae* in Support of Petitioner/Cross-Respondent” to be electronically filed using the Court’s CM/ECF system, which served a copy of the document on all counsel of record on the case.

/s/ Robert S. Seigel

Robert S. Seigel